

OFFICE OF FINANCE
REFUND BRANCH
Practitioner's Docket No. 638.45

PATENT

2001 OCT -9 PM 2:49

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

US PATENT & TRADEMARK
OFFICE

In re application of: **Swaminathan Jayaraman**

Application No.: **09/941,327**
Filed: **08/29/01**

Group: Unknown
Examiner: Unknown

#21 Reg for
Refund
11-02-01

For: **STRUCTURALLY VARIABLE STENTS**

Commissioner for Patents and Trademarks
Washington, D.C. 20231

ATTENTION: Refund Section, Accounting Division, Office of Finance

**REQUEST FOR REFUND
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

I. REFUND REQUEST

This is a request for a refund, with respect to the charge to Deposit Account **12-0551**, as shown on the statement dated August 31, 2001, for the above-identified application.

A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

LARSON & LARSON,
ATTORNEYS
AT
LAW
11199-69th STREET N.
LARGO, FL 33773-5504
PH. 727-546-0660
FAX 727-545-1595

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

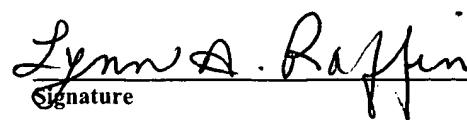
I hereby certify that, on the date shown below, this correspondence is being:

MAILING

deposited with the United States Postal Service
with sufficient postage as first class mail in an
envelope addressed to the Commissioner for
Patents and Trademarks, Washington, D.C.
20231.

FACSIMILE

transmitted by facsimile to the Patent and
Trademark Office.


Signature

Date: 10-3-01

LYNN A. RAFFIN
(type or print name of person certifying)

II. FEES CHARGED FOR WHICH REFUND REQUESTED

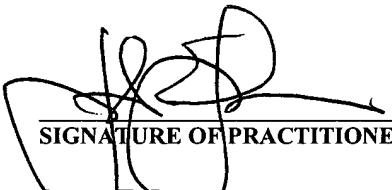
	AMOUNT OF
	REFUND
	REQUESTED
Filing Fee	\$355.00
Claims over twenty (2)	\$ 18.00
TOTAL REFUND REQUESTED	\$373.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

The filing fee and additional claims fee for the subject application as originally filed on August 29, 2001, were mistakenly charged by the PTO as a "non-small-entity". Applicant claimed "small entity" status at the time of filing the initial application as shown on **pages 3 and 4 of the New Application Transmittal**, copy of which is attached herewith. Therefore, the **filing fee** should have been charged at **\$355.00**, and fee for two (2) additional claims over twenty should have been charged at **\$18.00**, for a total fee payment of **\$373.00**.

IV. MANNER OF REFUND

Please make refund by crediting Account No. **12-0551**, in the amount of **\$373.00**.



SIGNATURE OF PRACTITIONER

LARSON & LARSON,
ATTORNEYS
AT
LAW

11199-69th STREET N.
LARGO, FL 33773-5504
PH. 727-546-0660
FAX 727-545-1595

Reg. No. 37,867
Tel. No.: (727) 546-0660

Customer No.: 22497

James E. Larson
LARSON & LARSON, P.A.
11199 - 69th Street North
Largo, FL 33773-5504

U:\Lynn\WORK\Patents\DEP-ACCT.638.045

7. Fee Calculation (37 C.F.R. Section 1.16)

COPY

Regular Application

CLAIMS AS FILED

Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 CFR 1.16(a)
					\$710.00
Total Claims (37 CFR 1.16(c))	22	- 20 =	0 x	\$18.00	\$36.00
Independent Claims (37 CFR 1.16(b))	3	- 3 =	0 x	\$80.00	\$0.00
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))			+	\$270.00	\$0.00
Filing Fee Calculation					\$746.00

8. Small Entity Statement

Applicant hereby contends that this is a filing by a small entity as stated under 37 C.F.R. Sections 1.9 and 1.27.

Filing Fee Calculation (50% of above) \$373.00

9. Fee Payment Being Made at This Time

Enclosed				
Filing Fee				\$355.00
2	Claims over 20			18.00

Total Fees Enclosed

\$373.00

10. Method of Payment of Fees

The Commissioner is hereby authorized to charge the filing fee of \$373.00 to Deposit Account No. 12-0551, in the name of LARSON & LARSON, P.A.

A duplicate copy of the transmittal is enclosed for this purpose.

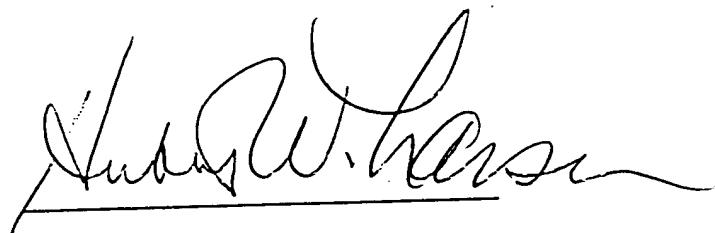
11. Authorization to Charge Additional Fees

The Commissioner is hereby authorized to charge additional fees or deficiencies in fees to Deposit Account No. 12-0551.

12. Instructions as to Overpayment

Credit Account No. 12-0551.

Date: Aug. 29, 2001



Herbert W. Larson
Registration No. 21,008
LARSON & LARSON, P.A.
11199 69th Street North
Largo, FL 33773-5504
727-546-0660
Customer No. 22497

COPY **PATENT**

Preliminary Classification:
Proposed Class:
Subclass:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application
Commissioner for Patents
Washington, D.C. 20231

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor: Swaminathan Jayaraman

CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) AND 1.10*
(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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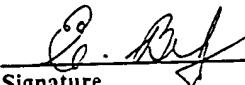
deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents,
Washington, D.C. 20231. **37 C.F.R. Section 1.8(a)** **37 C.F.R. Section 1.10***

with sufficient postage as first class mail. as "Express Mail Post Office to Address"
Mailing Label No. EL 3694 6665
(mandatory)

TRANSMISSION

transmitted by facsimile to the Patent and Trademark Office (703) _____.

Date: AUG. 29, 2001


Signature

E. BELZ
(type or print name of person certifying)

***WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. Section 1.10(b).
"Since the filing of correspondence under [Section] 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

For (title): ***STRUCTURALLY VARIABLE STENTS***

1. Type of Application

This transmittal is for an original (nonprovisional) application.

2. Papers Enclosed

A. Required for filing date under 37 C.F.R. 1.53(b) (Regular) Application

10 Page(s) of Specification

3 Page(s) of Claims

7 Sheet(s) of Drawing(s)--Formal

B. Other Papers Enclosed

3 Page(s) of declaration and power of attorney

1 Page(s) of abstract

3. Declaration or Oath

Enclosed

Executed by: Swaminathan Jayaraman

One inventor.

4. Inventorship Statement

The inventorship for all the claims in this application is the same.

5. Language

English



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

COPY

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

**MONTHLY STATEMENT
OF DEPOSIT ACCOUNT**

To replenish your Deposit Account, detach and return top portion with your check. Make check payable to Commissioner of Patents & Trademarks.

LARSON & LARSON, P.A.
HERBERT W. LARSON
11199-69TH STREET NORTH

LARGO FL 33773

FINA

Account No.
120551
Date
8-31-01
Page
2

PLEASE SEND REMITTANCES TO:
Patent and Trademark Office
P.O. Box 70541
Chicago, Ill. 60673

DATE POSTED		CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY						
8	22	01	235	PCT/US01/25639	135.05	899✓	492.00
8	22	01	236	PCT/US01/25639	135.05	566✓	11947.00
8	24	01	75	09934335	1234.3	201✓	355.00
8	24	01	90	09846497	638.20B	205✓	65.00
8	24	01	183	76302399	643.28	361✓	325.00
8	24	01	225	76302574	643.29	361✓	325.00
8	27	01	151	5908414	1497.2	581✓	40.00
8	27	01	166	1914369	643.5	372✓	100.00
8	27	01	266	5421571	1497.17	581✓	40.00
8	27	01	318	1941524	319.4	372✓	100.00
8	27	01	319	1941524	319.4	373✓	200.00
8	27	01	446	75620514	1004.25	363✓	100.00
8	28	01	65	08570605	1426.2	242✓	620.00
8	28	01	66	08570605	1426.2	561✓	30.00
8	28	01	90	09934335	1234.3	581✓	40.00
8	29	01	64	75370301	1004.5	363✓	100.00
8	29	01	73	75831325	1004.38	363✓	100.00
8	29	01	173	75676880	1135.1	364✓	150.00
8	31	01	56	09941327	638.45	101	710.00
8	31	01	57	09941327	638.45	103	36.00
8	31	01	65	09940996	1516.0	201✓	355.00

Small entity
Should be charged

355.
18.

AN AMOUNT SUFFICIENT TO
COVER ALL SERVICES REQUESTED
MUST ALWAYS BE ON DEPOSIT.

OPENING BALANCE
5037.00

TOTAL CHARGES
13771.00

TOTAL CREDITS
16890.00

CLOSING BALANCE
8156.00

*** O.D. INDICATES OVERDRAWN